

December 14, 2001

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VIA FAX: (202) 616-9937

RE: Public Comment **AGAINST** Microsoft Proposed Settlement

I am writing this comment to express my voice **AGAINST** the proposed Microsoft settlement.

I am a Microsoft Certified Solution Developer, one of the first 500 certified under their new track, one of the first 5000 Microsoft Certified Professionals, and one of the first 300 Microsoft Certified Professionals + Site Building. Because of my background as a software developer using Microsoft technologies, I am uniquely qualified to express an insiders point of view on the efforts Microsoft takes in preventing competition. It is from that experience that **I URGE THE COURT TO DISAPPROVE** the proposed settlement.

Although Microsoft's domination of the desktop operating system market was earned, they continue to use this monopoly to channel upon consumers sub-standard, insecure applications. **IF A CONSUMER PRODUCT GAINS A NEAR MONOPOLY MARKET POSITION, IT MUST BE EARNED, NOT INHERITED.** As a software developer focused on integrating data from multiple platforms and multiple companies, I am constantly frustrated by the bottlenecks that Microsoft has put in place deliberately to enhance their position at the expense of other products that are superior to theirs.

This current proposed settlement relies upon Microsoft's integrity as it deals with the Court. When has Microsoft ever demonstrated integrity with the Court? Take for example (one of many) the case in which they were ordered by the Court to ship the Java Native Interface with Internet Explorer and they deliberately disobeyed it with the excuse that it made download time longer! Hence, **THE COURT CANNOT TRUST MICROSOFT** to honor its obligations. **IT MUST BE FORCED** as was proposed in the solution that broke apart Microsoft's operating systems groups from the applications groups.

Microsoft has become an expert at maintaining their tyranny through manipulation of our legal system. It is time to bring this institutional evil to an end. Hence, **THE COURT MUST DISAPPROVE** the proposed settlement and pursue one that correctly separates their operating system monopoly from their applications domain.

Sincerely,



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